IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

Bail Appl..No. 7432 of 2006()

CRMP.2449/2006 of DISTRICT COURT, KOTTAYAM
Crime No.285/06 of CBCID Palakkad

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: PETITIONERS:

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1. SHAJI K.JOSE, AGED 36 YEARS,
S/O. K.D. JOSE, KURISINGAL HOUSE, ARPOOKARA,
EAST P.O., PANAMPALAM, KOTTAYAM.

2. JOJO JOSEPH, S/O. JOSE,
PATTARUKALAYIL HOUSE, AYAMKUDI P.O., MADURAVELI,
KOTTAYAM.

3. RATHEESH @ MANIKUTTAN,
KIZHAKKEPARAMBIL HOUSE, ARPOOKARA EAST, KOTTAYAM.

BY ADV. SMT.SANDHYA RAJU

RESPONDENT:

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. A.S. SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. Ramkumar, J.

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B.A.No.7432 of 2006

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Dated this the 20th day of December, 2006.

ORDER

Petitioners, who are accused Nos. 1 to 3 in Crime No.285 of 2006 of C.B. C.I.D., Palakkad for offences punishable under Sections 420, 466 and 471 read with Section 34 I.P.C., seek anticipatory bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that promissing visa for overseas employment, 18 persons were cheated by the petitioners and the other co-accused who had collected a sum of Rs.17,85,000/-. Anticipatory bail cannot be granted to persons like the petitioners. As agreed to by the parties, the petitioners will surrender before the Investigating Officer any day between 21.12.2006 and 23.12.2006 for the purpose of custodial interrogation and recovery of incriminating documents, if any. Thereafter, the petitioners shall be produced before the Magistrate having jurisdiction on the same day and the Magistrate shall consider

and dispose of the application for regular bail (to be filed by the petitioner) preferably on the same day on which it is filed.

With this direction, this petition is disposed of.

V.Ramkumar,
Judge.

ess 20/12